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# PHILIP MORRIS

INCORPORATED

## Law Department—Patent Section

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19 August 1977

Dr. Dominic J. Giancola  
Depaoli & O'Brien  
1911 Jefferson Davis Highway  
Suite 1005  
Arlington, VA 22202

RE: FLAVORANT-RELEASE RESIN COMPOSITIONS  
D&O-75-31/I--PM 687 CIP--USSN 728,729

Dear Dr. Giancola:

Having consulted with Mr. Palmer and the inventors on the recent Office Action, I can report the consensus in general terms: we will elect Claims 1-11 while traversing the requirement, and we will seek as broad a definition as possible of the polymeric composition of Claim 1. I should note first in the Examiner's action that we are not at all sure that the compounds could be used for flavorants in chewing gum or dentifrice as he suggests because such consumption does not involve heating sufficient to release the menthol etc., but perhaps that point should be disregarded.

A narrower definition of R, R<sup>1</sup>, and R<sup>2</sup> as demanded by the examiner could be made along the lines of the original filing, wherein R is from the group consisting of aliphatic, alicyclic, and aromatic hydrocarbon radicals of 1-10 carbons and R<sup>1</sup> and R<sup>2</sup> taken together with the connecting elements form an alicyclic structure. If necessary, of course, we could restrict R to aliphatic, or aliphatic and phenyl, while R<sup>1</sup> and R<sup>2</sup> could be restricted to menthyl. We hope you will agree that such narrow limits are not necessary at this time.

Very truly yours,

ceh

cc: T. Osdene  
W. Johnson, Jr.

G. Esler Inskeep

P.S. In connection with this application, we should call to the Examiner's attention U. S. 4,033,993.

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T. S. COLLEGE